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OLC 71-0458

14 June 1971

MEMORANDUM FOR THE RECORD

SUBJECT: Proposed Secret Service and FBI Retirement Benefits

REFERENCE: Memorandum to DCI dated 14 January 1971,
Secret Service Retirement Benefits

1. The new liberalized retirement benefits for Secret Service and FBI personnel mentioned in referent memorandum were introduced in bill form on 2 June 1971 (H.R. 8836) by Representative David Henderson (D., N.C.).

2. The benefits are similar to the sweeteners added to the District of Columbia Policemen and Firemen's Retirement Act in October 1970:

a. retirement after 20 years of service regardless of age (compared to age 50 in our Act);

b. pensions of 50% of average pay after 20 years, increased by 3% for each additional year or 80% after 30 years (compared to 40 and 60% at the 20 and 30 year service mark under our Act);

c. inclusion in average pay, for pension computation purposes, of premium pay on an annual basis for irregular, unscheduled overtime, night and holiday duty (5 U.S.C. 5545 (c)(2));

d. lump sum payment of \$50,000.00 to survivors in performance of duty death cases if elected in lieu of FECA compensation.

OGC Has Reviewed

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The contribution rate for eligible employees would increase from 7% to 10% effective 30 June 1971.

3. In checking with a responsible professional staff member of the Subcommittee which would consider this measure, we were informed that the prospects for favorable action were not bright. On the other hand, it had been earlier reported to us that the Director of the FBI had been assured that the President would support an FBI move to acquire the above benefits.

4. We will continue to monitor the status of this legislation.

STAT



Assistant Legislative Counsel

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